

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DERICK OWUSU,

Plaintiff,

v.

TERRIE L. MATSEN, et al.,

Defendants.

No. 3:19-cv-5119-BJR-TLF

ORDER ADOPTING REPORT AND  
RECOMMENDATION AND  
DISMISSING COMPLAINT WITHOUT  
PREJUDICE

This matter is before the Court on a Report and Recommendation by the Honorable Theresa L. Fricke, United States Magistrate Judge, on Defendants' Motion for Summary Judgment. No party has filed objections to the Report and Recommendation. Having reviewed the Report and Recommendation and the balance of the record in this case, the Court ORDERS as follows:

- (1) The Court adopts and approves the Report and Recommendation (Dkt. No. 60);
- (2) Defendants' Motion for Summary Judgment (Dkt. No. 29) is GRANTED;
- (3) Plaintiff's amended complaint is DISMISSED without prejudice; and
- (4) Plaintiff's *in forma pauperis* status is REVOKED for purposes of any appeal.

Dated: October 4, 2021



Barbara Jacobs Rothstein  
U.S. District Court Judge